

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JOHN R. DURSO, JOHN DEMARTINO,  
MURRAY J. MORRISSEY, JEFFREY  
LAUB, and FRED WREN, as Trustees and  
Fiduciaries of the LOCAL 338 HEALTH  
AND WELFARE FUND,

and

JOHN R. DURSO, JOHN DEMARTINO,  
ARTHUR CARAWAY, JEFFREY  
LAUB, MICHAEL MOST, JON  
GREENFIELD, JOHN CATSIMATIDES,  
SAMUEL PELTZ, and SYDNEY KATZ,  
as Trustees and Fiduciaries of the  
LOCAL 338 RETIREMENT FUND,

Plaintiffs,

- against -

B.M.J. FOOD CORP.,

Defendant.  
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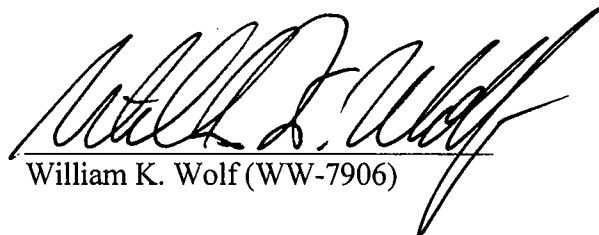
ECF CASE

07-CV-5781  
(PKC) (RLE)

NOTICE OF DISMISSAL

Pursuant to FRCP 41(a)(1)(i), Plaintiffs, the Trustees and Fiduciaries of the Local 338 Health and Welfare and Retirement Funds, by their attorneys Friedman & Wolf, hereby dismiss this action against Defendant B.M.J. Food Corp.

Dated: July 6, 2007  
New York, New York

  
William K. Wolf (WW-7906)

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